

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

SURFACE MANAGEMENT SURETY BOND

Act of May 10, 1872, as amended (30 U.S.C. 22-54)
Act of October 21, 1976, as amended (43 U.S.C. 1732-35, 1782)
Act of September, 13, 1982 (31 U.S.C. 9301 et seq.)
Act of September 27, 1988 (102 Stat. 1776)
(Act of April 16, 1993), 43 U.S.C. 299)

FORM APPROVED
OMB NO. 1004-0194
Expires: November 30, 2003

Surety Bond Number _____

Plan of Operations/Notice _____ Statewide _____ Nationwide _____
(Name of State, if applicable) ("Yes" - if applicable)

KNOW ALL BY THESE PRESENTS, THAT: _____
(name)

of _____
(address)

as principal; and _____ of _____
(name) (address)

_____ as surety; are held firmly bound unto the United States of America in the

sum of _____ dollars (\$ _____),
lawful money of the United States, which may be increased or decreased by a rider hereto executed in the same manner as this bond, for the payment of
which sum the principal and surety bind themselves successors, and assigns, jointly and severally, by these presents.

The principal/surety will apply this bond for the faithful performance of any and all of the conditions and stipulations as set forth in this bond, the plan of
operations/notice cited above, and the regulations cited at 43 CFR Subparts 3809 and 3802. In the case of any default in the performance of the conditions
and stipulations of such undertaking, it is agreed that surety/principal will apply the bond or any portion thereof, to the satisfaction of any damages,
reclamation, assessments, penalties, or deficiencies arising by reason of such default.

BOND CONDITIONS

1. WHEREAS the principal has an interest in a mining claim(s), millsite(s), or tunnel site(s) and/or responsibility for operations on those mining claim(s),
millsite(s), tunnel site(s) or public lands under the Acts cited in this bond; and
2. WHEREAS the principal has filed an acceptable notice with the United States Department of Interior and/or received approval from the United States
Department of the Interior of the plan of operations cited above, and said plan of operations/notice contains certain stipulations and conditions; and
3. WHEREAS the principal has promised to deliver to the United States a bond substantially in the form hereof upon the approval and/or acceptance of
the above referenced plan of operations and/or notice by the United States Department of the Interior, Bureau of Land Management to secure the
performance of the terms and conditions contained in said plan of operations/notice and/or associated reclamation plan.
4. WHEREAS the principal and surety agree that, with notice to the surety, the coverage of this bond, in addition to the present holdings of and/or
authorization(s) granted to the principal, shall extend to and include:
 - a. Any transfer of operating rights under the plan of operations and/or notice hereafter entered into or acquired by the principal affecting mining
claim(s), millsite(s), tunnel site(s), or public lands; and
 - b. Any activity subsequent hereto of the principal as operator under a plan of operations and/or notice issued pursuant to the Acts cited in this bond;

Provided, that for Statewide and Nationwide bonds only, the surety may elect to terminate the additional coverage authorized under this paragraph.
Such termination will become effective 30 days after the Bureau of Land Management receives notice of the election to terminate. After the
termination becomes effective, the additional interests identified in this paragraph will not be covered by this bond; and

5. WHEREAS the principal and surety agree that with notice to the surety this bond shall remain in full force and effect notwithstanding: Any
assignment(s) of an undivided interest in any part or all of the mining claim(s) millsite(s), tunnel site(s), or public lands covered by the the plan of
operations/notice in which event the assignee(s) shall be considered to be coprincipal(s) on this bond as fully and to the same extent as though their
duly authenticated signatures appeared thereon; and
6. WHEREAS the principal/surety hereby waives any right to notice of, and agrees that this bond will remain in full force and effect notwithstanding:
 - a. Any transfer(s) in whole or in part, of any or all of the land covered by the plan of operations and/or notice and further agrees to remain bound
under this bond as to the interests in the plan of operations and/or notice retained by the principal; and
 - b. Any modification of the plan of operations/notice or obligations thereunder as provided in paragraph 4 herein; and
7. WHEREAS the principal and surety hereby agree that notwithstanding the cancellation or relinquishment of any mining claim(s) millsite(s), or
tunnelsite(s) covered by this plan of operations and/or notice, whether by operation of law or otherwise, the bond will remain in full force and effect as
to the terms and conditions of the plan of operations and/or notice and obligations covered by this bond; and

Title 18 U.S.C. Section 1001 and Title 43 U.S.C. Section 1212 make it a crime for any person knowingly and willfully to make to any department or
agency of the United States any false fictitious, or fraudulent statements or representations as to any matter within its jurisdiction.

(Continued on reverse)

BOND CONDITIONS (Continued)

8. WHEREAS should the surety elect to cancel this bond, the surety agrees to give the principal and the Bureau of Land Management 90 days written notice by certified mail, return receipt requested, at their respective addresses as stated herein. The address for service to BLM concerning this bond is BLM _____ State Office located at _____. The surety further agrees that in the event of such cancellation this bond will remain in full force and effect as to all areas within the plan of operations/notice disturbed prior to the effective date of such cancellation, unless and until the principal should file a substitute bond or other acceptable instrument to protect the interests of the Bureau of Land Management and such bond or instrument is accepted by the Bureau of Land Management; and
9. WHEREAS the principal and surety agree that in the event of any default under the plan of operations and/or notice, the bond may be forfeited and, the United States, through the Bureau of Land Management, may commence and prosecute any claim, suit, or other proceeding against the surety and principal, or either of them, without the necessity of joining the owner(s) of the mining claim(s), millsite(s), or tunnelsite(s) covered by the plan of operations and/or notice; and
10. WHEREAS if the principal fails to comply with the provisions of 43 CFR 3809.595, the principal will be subject to the applicable provisions and penalties of Sections 303 and 305 of the Federal Land Policy and Management Act of 1976, *as amended*, (43 U.S.C. 1733 and 1735). This provision should not be construed to prevent the exercise by the United States of any other legal and equitable remedy, including waiver of the default; and
11. WHEREAS, on the faith of the foregoing promises, representations, and appointments and in consideration of this bond, the United States has received a notice or approved the plan of operations referenced herein.
12. NOW, THEREFORE, the condition of this obligation is that if said principal, heirs, executors, administrators, successors, or assignees will, in all respects, faithfully comply with all of the provisions of the plan of operations and/or notice, and any amendments thereto, and the rules and regulations contained in 43 CFR Subpart 3809 or Subpart 3802, then this obligation will be null and void; otherwise it will remain in full force and effect.

Signed this _____ day of _____, 20 _____ :

By _____
(Principal)

Title _____

Business Address _____

(Principal EIN or SSN)

[Seal]

By _____
(Surety)

Attorney-in-Fact _____

Business Address _____

(Surety EIN or SSN)

[Seal]

This bond must bear the seal of the surety company.

NOTICE

The Privacy Act of 1974 and the regulation in 43 CFR 2.48(d) provide that you be furnished the following information in connection with information required by this application.

AUTHORITY: 30 U.S.C. 22 et seq.; 43 U.S.C. 1732[b] and 1782[c]; 31 U.S.C. 9301 et seq.; 43 CFR 3802 and 3809.

PRINCIPAL PURPOSE: Information is being used to establish financial responsibility for surface disturbance on public lands.

ROUTINE USES: BLM will only disclose the information according to the regulations at 43 CFR 2.56 (d).

EFFECT OF NOT PROVIDING INFORMATION: Disclosure of the information is necessary to receive a benefit. Failure to disclose this information may result in BLM's rejection of your application.

The Paperwork Reduction Act of 1995 requires us to inform you that:

BLM collects this information to grant the right to conduct exploration and mining activities on public lands.

Response to this request is required to obtain a benefit.

BLM would like you to know that you do not have to respond to this or any other Federal agency-sponsored information collection unless it displays a currently valid OMB control number.

BURDEN HOURS STATEMENT

Public reporting burden for this form is estimated to average 8 minutes per response, including the time for reviewing instructions, gathering and maintaining data, and completing and reviewing the form. Direct comments regarding the burden estimate or any other aspect of this form to U.S. Department of the Interior, Bureau of Land Management (1004-0194), Bureau Information Collection Clearance Officer (WO-630), 1849 C Street, N.W., Washington, D.C. 20240.